BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

------- In the Matter of -------

HERMAN DANIEL SANTANA, dba H SANTANA TRUCKING

Notice of Failure to Comply
With Hawaii Revised Statutes and
Commission's Regulations; Order
to Show Cause Why Respondent's
Operating Authority Should Not Be
Suspended or Revoked.

ORDER NO. 23737

Filed Oct. 17, 2007
At 11 o'clock A.M.

Karen Miguel
Chief Clerk of the Commission
BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

-------- In the Matter of --------)
HERMAN DANIEL SANTANA, dba
H SANTANA TRUCKING

Notice of Failure to Comply
With Hawaii Revised Statutes and
Commission's Regulations; Order
to Show Cause Why Respondent's
Operating Authority Should Not Be
Suspended or Revoked.

NOTICE OF VIOLATION, ORDER TO SHOW CAUSE, AND NOTICE OF HEARING

HERMAN DANIEL SANTANA, dba H SANTANA TRUCKING
("Respondent"), is the holder of a certificate of public
cconvenience and necessity ("Certificate"), issued pursuant to
Hawaii Revised Statutes ("HRS") § 271-12. Under Certificate
No. 5205-C, Respondent is authorized to transport property by
motor vehicle over irregular routes on the island of Hawaii.

HRS § 271-25 and Hawaii Administrative Rules
("HAR") § 6-62-42(a) require Respondent to file an annual
financial report ("AFR"). HRS § 271-36 and HAR § 6-62-24(a)
require Respondent to pay an annual motor carrier gross revenue
fee ("Fee"). Respondent failed to file an AFR and pay the
Fee for 2006.

HRS § 271-19 authorizes the commission, after notice
and hearing, to suspend or revoke any Certificate, in part or in
whole, if the commission finds that the holder violated any
provision of HRS chapter 271. Accordingly, the commission may
suspend or revoke Respondent’s Certificate for failure to comply with the legal requirements set forth above, unless Respondent is able to show cause why such suspension or revocation should not occur.

THE COMMISSION ORDERS:

1. Respondent shall appear at 465 South King Street, Room B3, Honolulu, Hawaii 96813, at 9:00 a.m., on November 20, 2007, to show cause why Respondent’s Certificate should not be suspended or revoked for failure to comply with the legal requirements set forth in this order.

2. Respondent may be represented by counsel. If Respondent does not retain counsel, Respondent may be represented at the hearing as follows: (a) an individual may appear on his or her own behalf; (b) a partner may represent a partnership; and (c) an officer or authorized employee of a corporation, trust, or association may represent the corporation, trust, or association.

3. If Respondent fails to appear at the scheduled hearing, Respondent’s Certificate shall be suspended or revoked.
DONE at Honolulu, Hawaii OCT 17 2007

PUBLIC UTILITIES COMMISSION
OF THE STATE OF HAWAII

By: Carlito P. Caliboso, Chairman

By: John E. Cole, Commissioner

By: Leslie H. Kondo, Commissioner

APPROVED AS TO FORM:

Stacey Kawasaki Djou
Commission Counsel
CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing Order No. 23737 upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

CATHERINE P. AWAKUNI
EXECUTIVE DIRECTOR
DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS
DIVISION OF CONSUMER ADVOCACY
P. O. Box 541
Honolulu, HI 96809

HERMAN DANIEL SANTANA, dba
H SANTANA TRUCKING
RR 3, Box 1384
Pahoa, HI 96778

(CM #7005 1160 0002 2514 1443)

DATED: OCT 17 2007

Karen Higashi